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**STATE OF HAWAII**  
**PUBLIC UTILITIES COMMISSION**  
**DEPARTMENT OF BUDGET AND FINANCE**  
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February 17, 2009

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Re: Docket No. 2008-0274 – Proceeding to Investigate Implementing a Decoupling Mechanism for Hawaiian Electric Company, Inc., Hawaii Electric Light Company, Inc., and Maui Electric Company, Limited

Dear Parties:

Please find enclosed a copy of a Protective Agreement, Exhibit A to the Protective Order filed on January 6, 2009, which was executed by David Boonin of the National Regulatory Research Institute, the Commission's consultant in this docket.

Parties  
February 17, 2009  
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Please contact the undersigned if you have any questions.

Sincerely,

A handwritten signature in cursive script, reading "Kaiulani Kidani Shinsato".

Kaiulani Kidani Shinsato  
Commission Counsel

KKS:cp

Enclosure

c: Dean K. Matsuura (w/enclosure)  
Thomas W. Williams, Jr., Esq. (w/enclosure)  
Jay Ignacio (w/enclosure)  
Edward L. Reinhardt (w/enclosure)  
Kent D. Morihara, Esq. (w/enclosure)  
Randall J. Hee, P.E. (w/enclosure)  
Timothy Blume (w/enclosure)  
Mike Gresham (w/enclosure)  
Theodore Peck (w/enclosure)  
Estrella Seese (w/enclosure)

EXHIBIT A

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

PROTECTIVE AGREEMENT

1. I, David Brown have been presented with a copy of Protective Order filed by the Hawai'i Public Utilities Commission in Docket No. 2008-0274 on the 13 day of February, 2008 ("Protective Order").

2. I am employed, retained or assisting THE HAWAII PUC in Docket No. 2008-0274, am a "Qualified Person" pursuant to paragraph 12 of the Protective Order, and have requested review of the confidential information covered by the Protective Order.

3. I understand the confidential information covered by the Protective Order is to be used solely to assist THE HAWAII PUC as provided for in paragraph 15 of the Protective Order (and paragraph 17 in the case of rendering assistance to the Consumer Advocate), and that I am to make no other use of the confidential information, nor am I to disclose the confidential information to any other person unless otherwise permitted by the Protective Order.

4. I further understand that at the conclusion of my assistance to THE HAWAII PUC, I shall account for each copy, extract, note and summary of, or other document containing any part of such confidential information to the party claiming confidentiality and I shall abide by the provisions in paragraph 28 of the Protective Order, unless otherwise permitted by paragraphs 29 and 30 of the Protective Order.

5. I hereby certify that I have read the above-mentioned Protective Order and agree to abide by its terms and conditions.

DATED at 2/13/09

DMB  
Signature

203 Riverview Road  
Summerville, PA 19086  
Address

(215) 985-4114  
Telephone Number